

§ 660.65

its cumulative limit north of 40°10' N. lat., even if POP were a part of the landings from minor slope rockfish taken and retained south of 40°10' N. lat.

(ii) *Fishing in both limited entry and open access fisheries—*

(A) *Fishing in limited entry and open access fisheries with different trip limits.* Open access trip limits apply to any fishing conducted with open access gear, even if the vessel has a valid limited entry permit with an endorsement for another type of gear, except such provisions do not apply to IFQ species defined at § 660.140(c), for vessels that are declared into the Shorebased IFQ Program (see § 660.13(d)(5)(iv)(A) for valid Shorebased IFQ Program declarations). A vessel that fishes in both the open access and limited entry fisheries is not entitled to two separate trip limits for the same species. If a vessel has a limited entry permit registered to it at any time during the trip limit period and uses open access gear, but the open access limit is smaller than the limited entry limit, the open access limit may not be exceeded and counts toward the limited entry limit. If a vessel has a limited entry permit registered to it at any time during the trip limit period and uses open access gear, but the open access limit is larger than the limited entry limit, the smaller limited entry limit applies, even if taken entirely with open access gear.

(B) *Limited entry permit restrictions for vessels fishing in the open access fishery—*

(1) *Vessel registered to a limited entry trawl permit.* To participate in the open access fishery, described at part 660, subpart F, with open access gear, defined at § 660.11, a vessel registered to a limit entry trawl permit must make the appropriate fishery declaration, as specified at § 660.14(d)(5)(iv)(A). In addition, a vessel registered to a limit entry trawl permit must remove the permit from their vessel, as specified at § 660.25(b)(4)(v), unless the vessel will be fishing in the open access fishery under one of the following declarations specified at § 660.13(d):

(i) Non-groundfish trawl gear for pink shrimp,

(ii) Non-groundfish trawl gear for ridgeback prawn,

(iii) Non-groundfish trawl gear for California halibut,

(iv) Non-groundfish trawl gear for sea cucumber,

(v) Open access Dungeness crab pot/trap gear,

(vi) Open access HMS line gear,

(vii) Open access salmon troll gear,

(viii) Open access Coastal Pelagic Species net gear.

(2) *Vessel registered to a limited entry fixed gear permit.* To participate with open access gear, defined at § 660.11, subpart C, a vessel registered to a limit entry fixed gear permit must make the appropriate open access declaration, as specified at § 660.14(d)(5)(iv)(A).

[75 FR 60897, Oct. 1, 2010, as amended at 75 FR 78382, Dec. 15, 2010; 75 FR 82301, Dec. 30, 2010; 76 FR 27530, May 11, 2011; 76 FR 53835, Aug. 30, 2011; 76 FR 74738, Dec. 1, 2011; 77 FR 28507, May 15, 2012; 78 FR 588, Jan. 3, 2013]

§ 660.65 Groundfish harvest specifications.

Harvest specifications include OFLs, ABCs, and the designation of OYs and ACLs. Management measures necessary to keep catch within the ACL include ACTs, harvest guidelines (HGs), or quotas for species that need individual management, and the allocation of fishery HGs between the trawl and nontrawl segments of the fishery, and the allocation of commercial HGs between the open access and limited entry segments of the fishery. These specifications include fish caught in state ocean waters (0–3 nm offshore) as well as fish caught in the EEZ (3–200 nm offshore). Harvest specifications are provided in Tables 1a through 2d of this subpart.

[76 FR 27530, May 11, 2011]

§ 660.70 Groundfish conservation areas.

In § 660.11, a groundfish conservation area is defined in part as “a geographic area defined by coordinates expressed in degrees latitude and longitude, wherein fishing by a particular gear type or types may be prohibited.” While some groundfish conservation areas may be designed with the intent that their shape be determined by ocean bottom depth contours, their shapes are defined in regulation by latitude/longitude coordinates and are

Fishery Conservation and Management

§ 660.70

enforced by those coordinates. Latitude/longitude coordinates designating the large-scale boundaries for rockfish conservation areas are found in §§ 660.71 through 660.74. Fishing activity that is prohibited or permitted within a particular groundfish conservation area is detailed at subparts D through G of part 660.

(a) *North Coast Recreational Yelloweye Rockfish Conservation Area.* The North Coast Recreational Yelloweye Rockfish Conservation Area (YRCA) is a C-shaped area off the northern Washington coast intended to protect yelloweye rockfish. The North Coast Recreational YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 48°18.00' N. lat.; 125°18.00' W. long.;
 - (2) 48°18.00' N. lat.; 124°59.00' W. long.;
 - (3) 48°11.00' N. lat.; 124°59.00' W. long.;
 - (4) 48°11.00' N. lat.; 125°11.00' W. long.;
 - (5) 48°04.00' N. lat.; 125°11.00' W. long.;
 - (6) 48°04.00' N. lat.; 124°59.00' W. long.;
 - (7) 48°00.00' N. lat.; 124°59.00' W. long.;
 - (8) 48°00.00' N. lat.; 125°18.00' W. long.;
- and connecting back to 48°18.00' N. lat.; 125°18.00' W. long.

(b) *North Coast Commercial Yelloweye Rockfish Conservation Area.* The North Coast Commercial Yelloweye Rockfish Conservation Area (YRCA) is an area off the northern Washington coast, overlapping the northern part of North Coast Recreational YRCA, intended to protect yelloweye rockfish. The North Coast Commercial YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 48°11.77' N. lat.; 125°13.03' W. long.;
 - (2) 48°16.43' N. lat.; 125°07.55' W. long.;
 - (3) 48°14.72' N. lat.; 125°01.84' W. long.;
 - (4) 48°13.36' N. lat.; 125°03.20' W. long.;
 - (5) 48°12.74' N. lat.; 125°05.83' W. long.;
 - (6) 48°11.55' N. lat.; 125°04.99' W. long.;
 - (7) 48°09.96' N. lat.; 125°06.63' W. long.;
 - (8) 48°09.68' N. lat.; 125°08.75' W. long.;
- and connecting back to 48°11.77' N. lat.; 125°13.03' W. long.

(c) *Salmon Troll Yelloweye Rockfish Conservation Area.* The Salmon Troll Yelloweye Rockfish Conservation Area (YRCA) is an area off the northern Washington coast, overlapping the southern part of North Coast Recreational YRCA, intended to protect

yelloweye rockfish. The Salmon Troll YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 48°00.00' N. lat.; 125°14.00' W. long.;
 - (2) 48°02.00' N. lat.; 125°14.00' W. long.;
 - (3) 48°02.00' N. lat.; 125°16.50' W. long.;
 - (4) 48°00.00' N. lat.; 125°16.50' W. long.;
- and connecting back to 48°00.00' N. lat.; 125°14.00' W. long.

(d) *South Coast Recreational Yelloweye Rockfish Conservation Area.* The South Coast Recreational Yelloweye Rockfish Conservation Area (YRCA) is an area off the southern Washington coast intended to protect yelloweye rockfish. The South Coast Recreational YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 46°58.00' N. lat.; 124°48.00' W. long.;
 - (2) 46°55.00' N. lat.; 124°48.00' W. long.;
 - (3) 46°55.00' N. lat.; 124°49.00' W. long.;
 - (4) 46°58.00' N. lat.; 124°49.00' W. long.;
- and connecting back to 46°58.00' N. lat.; 124°48.00' W. long.

(e) *Westport Offshore Recreational YRCA.* The Westport Offshore Recreational YRCA is an area off the southern Washington coast intended to protect yelloweye rockfish. The Westport Recreational YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 46°54.30' N. lat.; 124°53.40' W. long.;
 - (2) 46°54.30' N. lat.; 124°51.00' W. long.;
 - (3) 46°53.30' N. lat.; 124°51.00' W. long.;
 - (4) 46°53.30' N. lat.; 124°53.40' W. long.;
- and connecting back to 46°54.30' N. lat.; 124°53.40' W. long.

(f) *Stonewall Bank Yelloweye Rockfish Conservation Area.* The Stonewall Bank Yelloweye Rockfish Conservation Area (YRCA) is an area off central Oregon, near Stonewall Bank, intended to protect yelloweye rockfish. The Stonewall Bank YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 44°37.46' N. lat.; 124°24.92' W. long.;
 - (2) 44°37.46' N. lat.; 124°23.63' W. long.;
 - (3) 44°28.71' N. lat.; 124°21.80' W. long.;
 - (4) 44°28.71' N. lat.; 124°24.10' W. long.;
 - (5) 44°31.42' N. lat.; 124°25.47' W. long.;
- and connecting back to 44°37.46' N. lat.; 124°24.92' W. long.

(g) *Point St. George YRCA*. The Point St. George YRCA is an area off the northern California coast, northwest of Point St. George, intended to protect yelloweye rockfish. The Point St. George YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 41°51.00' N. lat., 124°23.75' W. long.;
- (2) 41°51.00' N. lat., 124°20.75' W. long.;
- (3) 41°48.00' N. lat., 124°20.75' W. long.;
- (4) 41°48.00' N. lat., 124°23.75' W. long.;

and connecting back to 41°51.00' N. lat., 124°23.75' W. long.

(h) *South Reef YRCA*. The South Reef YRCA is an area off the northern California coast, southwest of Crescent City, intended to protect yelloweye rockfish. The South Reef YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 41°42.20' N. lat., 124°16.00' W. long.;
- (2) 41°42.20' N. lat., 124°13.80' W. long.;
- (3) 41°40.50' N. lat., 124°13.80' W. long.;
- (4) 41°40.50' N. lat., 124°16.00' W. long.;

and connecting back to 41°42.20' N. lat., 124°16.00' W. long.

(i) *Reading Rock YRCA*. The Reading Rock YRCA is an area off the northern California coast, between Crescent City and Eureka, intended to protect yelloweye rockfish. The Reading Rock YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 41°21.50' N. lat., 124°12.00' W. long.;
- (2) 41°21.50' N. lat., 124°10.00' W. long.;
- (3) 41°20.00' N. lat., 124°10.00' W. long.;
- (4) 41°20.00' N. lat., 124°12.00' W. long.;

and connecting back to 41°21.50' N. lat., 124°12.00' W. long.

(j) *Point Delgada YRCAs*. The Point Delgada YRCAs are two areas off the northern California coast, south of Point Delgada and Shelter Cove, intended to protect yelloweye rockfish. The Northern Point Delgada YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 39°59.00' N. lat., 124°05.00' W. long.;
- (2) 39°59.00' N. lat., 124°03.00' W. long.;
- (3) 39°57.00' N. lat., 124°03.00' W. long.;
- (4) 39°57.00' N. lat., 124°05.00' W. long.;

and connecting back to 39°59.00' N. lat., 124°05.00' W. long.

(k) *Southern Point Delgada YRCA*. The Southern Point Delgada YRCA is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 39°57.00' N. lat., 124°05.00' W. long.;
- (2) 39°57.00' N. lat., 124°02.00' W. long.;
- (3) 39°54.00' N. lat., 124°02.00' W. long.;
- (4) 39°54.00' N. lat., 124°05.00' W. long.;

and connecting back to 39°57.00' N. lat., 124°05.00' W. long.

(l) *Cowcod Conservation Areas*. The Cowcod Conservation Areas (CCAs) are two areas off the southern California coast intended to protect cowcod. The Western CCA is an area south of Point Conception defined by the straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 33°50.00' N. lat., 119°30.00' W. long.;
- (2) 33°50.00' N. lat., 118°50.00' W. long.;
- (3) 32°20.00' N. lat., 118°50.00' W. long.;
- (4) 32°20.00' N. lat., 119°37.00' W. long.;
- (5) 33°00.00' N. lat., 119°37.00' W. long.;
- (6) 33°00.00' N. lat., 119°53.00' W. long.;
- (7) 33°33.00' N. lat., 119°53.00' W. long.;
- (8) 33°33.00' N. lat., 119°30.00' W. long.;

and connecting back to 33°50.00' N. lat., 119°30.00' W. long.

(m) The Eastern CCA is an area west of San Diego defined by the straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 32°42.00' N. lat., 118°02.00' W. long.;
- (2) 32°42.00' N. lat., 117°50.00' W. long.;
- (3) 32°36.70' N. lat., 117°50.00' W. long.;
- (4) 32°30.00' N. lat., 117°53.50' W. long.;
- (5) 32°30.00' N. lat., 118°02.00' W. long.;

and connecting back to 32°42.00' N. lat., 118°02.00' W. long.

(n) *Farallon Islands*. The Farallon Islands, off San Francisco and San Mateo Counties, include Southeast Farallon Island, Middle Farallon Island, North Farallon Island and Noon Day Rock. Generally, the State of California prohibits fishing for groundfish between the shoreline and the 10-fm (18-m) depth contour around the Farallon Islands.

(o) *Cordell Banks*. Cordell Banks are located offshore of California's Marin County. Generally, fishing for groundfish is prohibited in waters of depths less than 100-fm (183-m) around Cordell Banks as defined by specific latitude and longitude coordinates. The Cordell

Fishery Conservation and Management

§ 660.71

Banks closed area is defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed:

- (1) 38°03.18' N. lat., 123°20.77' W. long.;
- (2) 38°06.29' N. lat., 123°25.03' W. long.;
- (3) 38°06.34' N. lat., 123°29.32' W. long.;
- (4) 38°04.57' N. lat., 123°31.30' W. long.;
- (5) 38°02.32' N. lat., 123°31.07' W. long.;
- (6) 38°00.00' N. lat., 123°28.40' W. long.;
- (7) 37°58.10' N. lat., 123°26.66' W. long.;
- (8) 37°55.07' N. lat., 123°26.81' W. long.;
- (9) 38°00.00' N. lat., 123°23.08' W. long.;
- and connecting back to 38°03.18' N. lat., 123°20.77' W. long.

(p) *Rockfish Conservation Areas*. RCA restrictions are detailed in subparts D through G. RCAs may apply to a single gear type or to a group of gear types such as “trawl RCAs” or “non-trawl RCAs.” Specific latitude and longitude coordinates for RCA boundaries that approximate the depth contours selected for trawl, non-trawl, and recreational RCAs are provided in §§ 660.71 through 660.74. Also provided in §§ 660.71 through 660.74, are references to islands and rocks that serve as reference points for the RCAs.

(1) *Trawl (Limited Entry and Open Access Nongroundfish Trawl Gears) Rockfish Conservation Areas*. Trawl RCAs are intended to protect a complex of species, such as overfished shelf rockfish species, and have boundaries defined by specific latitude and longitude coordinates intended to approximate particular depth contours. Boundaries for the trawl RCA throughout the year are provided in Table 1 (North) and Table 1 (South), and may be modified by NMFS inseason pursuant to § 660.60(c). Trawl RCA boundaries are defined by specific latitude and longitude coordinates and are provided in §§ 660.71 through 660.74.

(2) *Non-Trawl (Limited Entry Fixed Gear and Open Access Non-trawl Gears) Rockfish Conservation Areas*. Non-trawl RCAs are intended to protect a complex of species, such as overfished shelf rockfish species, and have boundaries defined by specific latitude and longitude coordinates intended to approximate particular depth contours. Boundaries for the non-trawl RCA throughout the year are provided in Table 2 (North), and Table 2 (South) of subpart E, and Table 3 (North) and Table 3 (South) of subpart F and may

be modified by NMFS inseason pursuant to § 660.60(c). Non-trawl RCA boundaries are defined by specific latitude and longitude coordinates and are provided in §§ 660.71 through 660.74.

(3) *Recreational Rockfish Conservation Areas*. Recreational RCAs are closed areas intended to protect overfished rockfish species. Recreational RCAs may either have boundaries defined by general depth contours or boundaries defined by specific latitude and longitude coordinates intended to approximate particular depth contours. Boundaries for the recreational RCAs throughout the year are provided in the text in subpart G under each state (Washington, Oregon and California) and may be modified by NMFS inseason pursuant to § 660.60(c). Recreational RCA boundaries are defined by specific latitude and longitude coordinates and are provided in §§ 660.71 through 660.74.

[71 FR 78663, Dec. 29, 2006, as amended at 72 FR 53167, Sept. 18, 2007; 74 FR 9893, Mar. 6, 2009. Redesignated at 75 FR 60995, Oct. 1, 2010; 76 FR 53835, Aug. 30, 2011]

§ 660.71 Latitude/longitude coordinates defining the 10-fm (18-m) through 40-fm (73-m) depth contours.

Boundaries for RCAs are defined by straight lines connecting a series of latitude/longitude coordinates. This section provides coordinates for the 10-fm (18-m) through 40-fm (73-m) depth contours.

(a) The 10-fm (18-m) depth contour between the U.S. border with Canada and 46°16' N. lat. is defined by straight lines connecting all of the following points in the order stated:

- (1) 48°23.80' N. lat., 124°44.18' W. long.;
- (2) 48°23.60' N. lat., 124°44.80' W. long.;
- (3) 48°23.45' N. lat., 124°44.80' W. long.;
- (4) 48°23.30' N. lat., 124°44.20' W. long.;
- (5) 48°22.20' N. lat., 124°44.30' W. long.;
- (6) 48°20.25' N. lat., 124°42.20' W. long.;
- (7) 48°12.80' N. lat., 124°43.10' W. long.;
- (8) 48°11.10' N. lat., 124°46.50' W. long.;
- (9) 48°10.00' N. lat., 124°46.50' W. long.;
- (10) 48°08.50' N. lat., 124°44.20' W. long.;
- (11) 47°59.40' N. lat., 124°42.50' W. long.;
- (12) 47°52.60' N. lat., 124°38.80' W. long.;
- (13) 47°51.50' N. lat., 124°34.60' W. long.;
- (14) 47°39.80' N. lat., 124°28.10' W. long.;
- (15) 47°31.70' N. lat., 124°26.30' W. long.;